IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

THURSDAY, THE 29TH MARCH 2007 / 8TH CHAITHRA 1929

Crl.Rev.Pet.No. 1374 of 2007()

CRA.227/2003 of II ADDL. SESSIONS COURT, TRIVANDRUM
CC.559/1999 of CHIEF JUDICIAL MAGISTRATE COURT, TRIVANDRUM

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REVN. PETITIONER: APPELLANT/ACCUSED

S.VIDHYADHARAN, S/O.SURENDRAN,
CLERK, S.B.T. TREASURY BRANCH,
STATUE, THIRUVANANTHAPURAM.

BY ADV. SRI.THIRUMALA P.K.MANI

RESPONDENTS: RESPONDENTS/COMPLAINANT

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1. S.BALAJI, T.C.20/2626, S.S.STREET,
KARAMANA, THIRUVANANTHAPURAM.

2. STATE OF KERALA, REPRESENTED BY
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY ADV. SRI. AMJAD ALI, PUBLIC PROSECUTOR

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 29/03/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R. UDAYABHANU, J

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CRL. R.P. NO. 1374 OF 2007

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Dated this the 29th day of March 2007

O R D E R

The revision petitioner stands convicted for the offence under section 138 of the Negotiable Instruments Act and sentenced, as modified by the appellate court, to imprisonment till rising of the court and to pay a fine of Rs.53,000/- and in default to undergo simple imprisonment for 15 days. The fine amount if realised an amount of Rs.50,000 shall be paid to the complainant as compensation vide section 351(1)(b) Cr.P.C.

2. The counsel for the revision petitioner has only sought for modification of sentence and for time to make the payment. In the circumstances, the sentence with respect to the payment of fine of Rs.53,000/- is modified to Rs.50,000/- with the default clause and direction to pay the same to the complainant. The revision petitioner is granted six months time from today onwards to make the payment. The revision petitioner shall appear before Chief Judicial Magistrate, Thiruvananthapuram on **28.09.2007**. Non bailable warrant pending if any shall be kept in abeyance.

The Crl. R.P is disposed of accordingly.

K.R. UDAYABHANU, JUDGE.

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